

The Honorable Barbara J. Rothstein

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON**

CONNIE HARRIS, KRISTI SCOCCO,
SUSAN SARTAIN, MARY MIHOVILICH,
DAVID ASUNCION, BRIAN JAEGER,
JUDY JAEGER, MARY CANTU,
KRISTEN WEISE, KATRINA JOHNSON,
CATHERINE CLEMENS, MARK
MILLER, MARY MIOTKE, DALE
DOYON, AARON HEINTZMAN, SARA
MCNAMARA, ERIN BAST, and MARIA
SAGISI GEISS, as individuals,

Plaintiffs,

v.

U.S. BANKCORP, BANK OF AMERICA,
N.A., & KEYCORP, national banking
associations,

Defendants.

Case No.: 2:19-cv-291-BJR

**THIRD STIPULATION &
ORDER EXTENDING AMENDED
PLEADING DEADLINE**

Noted for Hearing:

September 13, 2019

Stipulation

The parties, through their respective counsel, hereby STIPULATE and AGREE as follows:

1. On or about February 28, 2019, Plaintiffs filed their Complaint in this matter, Case No. 2:19-cv-291-BJR. (Dkt. #1.)

2. On or about April 1, 2019, Defendant KeyCorp. filed a motion to dismiss Plaintiffs' Complaint. (Dkt. #10.)

3. On or about April 11, 2019, Plaintiffs filed a Motion for Leave to File First Amended Complaint. (Dkt. #11.)

1 4. On or about May 8, 2019, the Court issued its Standing Order, which scheduled
2 several dates, including a June 17, 2019 deadline for filing amended pleadings. (Dkt. #19.)

3 5. On or about June 17, 2019, the parties filed a Stipulation and proposed Order on
4 Amended Pleadings Deadline, proposing to extend the deadline for filing amended pleadings to
5 August 2, 2019. (Dkt. #22)

6 6. On or about June 24, 2019, Judge Barbara Rothstein signed the Stipulation and
7 Order, continuing the deadline for filing amended pleadings to August 2, 2019. (Dkt. #25.)

8 7. On or about August 1, 2019, the parties filed a Second Stipulation and proposed
9 Order on Amended Pleadings Deadline, proposing to further extend the deadline for filing
10 amended pleadings to September 13, 2019. (Dkt. #26)

11 8. On or about August 5, 2019, Judge Barbara Rothstein signed the Stipulation and
12 Order, further continuing the deadline for filing amended pleadings to September 13, 2019.
13 (Dkt. #28)

14 9. As of this Stipulation & Order, Defendant KeyCorp.'s motion to dismiss, (Dkt.
15 #10), and Plaintiffs' Motion for Leave to File First Amended Complaint, (Dkt. #11), are still
16 pending before the Court.

17 10. /s

18 11.

19 12. The Parties, however, wish to preserve their ability – if at all – to amend the
20 pleadings in this matter pending the Court's ruling on KeyCorp.'s motion to dismiss and Plaintiffs'
21 Motion for Leave to File First Amended Complaint.

22 13. Accordingly, the parties, through their respective counsel, hereby **STIPULATE**
23 and request that the Court enter an Order as follows:

24 **(A) The Parties' deadline for filing amended pleadings, as**
25 **previously set in the Court's August 5, 2019 Order (Dkt. #25), is**
26 ***continued until Friday, October 25, 2019.***

1 **So Stipulated.**

2 Dated this 13th day of September 2019.

3 **McDougald Law Group P.S.**

4 /s/Shannon McDougald
5 /s/Trent Latta
6 Shannon McDougald, Esq.
7 Trent Latta, Esq.
8 400 108th Ave. NE, Suite 510
9 Bellevue, WA 98004
10 *Counsel to KeyCorp.*

Attorney West Seattle

 /s/Eric J Harrison
 Eric J. Harrison
 5400 California Ave. SW
 Suite E
 Seattle, WA 98136
 Counsel to Plaintiffs

8 **Dorsey & Whitney LLP**

9 /s/Shawn Larsen-Bright
10 /s/Alexandra Johnston
11 Shawn Larsen-Bright
12 Alexandra Johnston
13 701 Fifth Avenue, Suite 6100
14 Seattle, WA 98104
15 *Counsel to U.S. Bank National Association*

Andrews Lagasse Branch + Bell

 /s/Kelly D Folger
 Kelly Drew Folger
 601 W. 1st Avenue, Suite 1400
 Spokane, WA 99201
 Counsel to Bank of America

13 **ORDER**

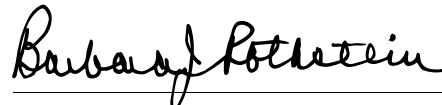
14 Based on the foregoing Stipulation of the Parties, the Court hereby issues the following

15 **ORDER:**

- 16 (1) The Parties' deadline for filing amended pleadings, as
17 previously set in the Court's August 5, 2019 Order (Dkt.
18 #25), is continued until Friday, ***October 25, 2019***.

19 **SO ORDERED.**

20 Dated this 17th day of September, 2019.

23 

24 Barbara Jacobs Rothstein
25 U.S. District Court Judge